

STATE OF SOUTH CAROLINA

(Caption of Case)

Application of Tower Cloud, Incorporated for a
Certificate of Public Convenience and Necessity to
Provide Resold and Facilities-Based Interexchange
Telecommunications Services in the State of South
Carolina and for Alternate Regulation

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET
NUMBER: 2010 - 172 - C

(Please type or print)

Submitted by: Margaret M. Fox, EsquireSC Bar Number: 65418Address: McNair Law Firm, P. A.Telephone: 803-799-9800P. O. Box 11390Fax: 803-753-3219Columbia, SC 29211

Other: _____

Email: pfox@mcnair.net

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiously☐ Other: _____

INDUSTRY (Check one)

- ☐ Electric
☐ Electric/Gas
☐ Electric/Telecommunications
☐ Electric/Water
☐ Electric/Water/Telecom.
☐ Electric/Water/Sewer
☐ Gas
☐ Railroad
☐ Sewer
☒ Telecommunications
☐ Transportation
☐ Water
☐ Water/Sewer
☐ Administrative Matter
☐ Other: _____

NATURE OF ACTION (Check all that apply)

- | | | |
|--|--|--|
| <input type="checkbox"/> Affidavit | <input type="checkbox"/> Letter | <input type="checkbox"/> Request |
| <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Answer | <input type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement |
| <input type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment |
| <input type="checkbox"/> Brief | <input type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter |
| <input type="checkbox"/> Certificate | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response |
| <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discovery |
| <input type="checkbox"/> Complaint | <input checked="" type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition |
| <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Discovery | <input type="checkbox"/> Prefiled Testimony | <input type="checkbox"/> Subpoena |
| <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff |
| <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | |
| <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | |
| <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | |

Print Form

Reset Form

MCNAIR
ATTORNEYS

June 22, 2010

Margaret M. Fox

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Ms. Jocelyn Boyd
Interim Chief Clerk and Administrator
South Carolina Public Service Commission
Synergy Business Park, The Saluda Building
101 Executive Center Drive
Columbia, South Carolina 29210

RE: Application of Tower Cloud, Incorporated for a
Certificate of Public Convenience and Necessity
To Provide Resold and Facilities-Based Interexchange
Telecommunications Services in the State of South
Carolina and for Alternate Regulation
Docket No. 2010-172-C

Dear Ms. Boyd:

Please find attached for filing on behalf of the South Carolina Telephone
Coalition a Petition to Intervene in the above referenced matter.

If you have any questions or need further information, please do not
hesitate to contact me.

Very truly yours,

McNAIR LAW FIRM, P.A.



Margaret M. Fox

MMF:rwm
Enclosures

cc: Parties of Record

McNair Law Firm, P. A.
The Tower at 1301 Gervais
1301 Gervais Street, 11th Floor
Columbia, SC 29201

Mailing Address
Post Office Box 11390
Columbia, SC 29211

mcnair.net

BEFORE
THE PUBLIC SERVICE COMMISSION
OF
SOUTH CAROLINA

Docket No. 2010-172-C

In the Matter of Application of Tower Cloud, Inc. for a)	
Certificate of Public Convenience and Necessity to Provide)	PETITION TO
Resold and Facilities-Based Interexchange Telecommunications)	INTERVENE
Services in the State of South Carolina and for Alternative Regulation)	
)	

The South Carolina Telephone Coalition ("SCTC") respectfully submits the within Petition to Intervene in the above-referenced docket. In support of its Petition, SCTC would respectfully show unto this honorable Commission:

1. SCTC is a coalition of incumbent local exchange telephone companies organized and doing business under the laws of the State of South Carolina. SCTC's members are telephone companies or telephone cooperatives subject to the jurisdiction of this Commission. A list of companies on whose behalf the SCTC is intervening in this matter is attached hereto as "Exhibit A."

2. SCTC seeks to intervene in this proceeding with full rights to participate as a party of record in so far as its interests might appear.

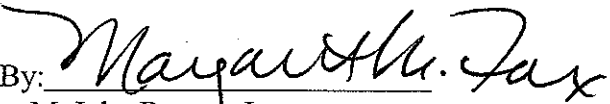
3. Tower Cloud, Inc. ("Tower Cloud" or "Applicant") seeks authority to provide resold and facilities-based services in the State of South Carolina, including rural areas. The service Tower Cloud proposes to provide is described by the Applicant as "interexchange back-haul service to wireless carriers from various cell tower locations to the carriers' mobile switching center throughout the State." Application at p. 1. Notwithstanding Applicant's characterization of the proposed service as interexchange service, the Applicant appears to be proposing to provide competitive, facilities-based service in rural areas.

4. The provision of the proposed service by Tower Cloud would impact SCTC members and the rural customers they serve. SCTC, therefore, has a direct and substantial interest in this proceeding and will be affected by its outcome. While SCTC has not fully developed a position on the request at this time, SCTC's position is that its participation in this proceeding will aid the Commission in a full and fair consideration and resolution of the request.

5. Correspondence and communications to SCTC with respect to this proceeding should be directed to the undersigned counsel.

WHEREFORE, the South Carolina Telephone Coalition respectfully requests that this honorable Commission permit its intervention in this proceeding as its interests might appear.

Respectfully submitted,

By: 

M. John Bowen, Jr.
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ATTORNEYS FOR THE SOUTH
CAROLINA TELEPHONE COALITION

Columbia, South Carolina

June 22, 2010

South Carolina Telephone Coalition Member Companies

Bluffton Telephone Company, Inc.

Chesnee Telephone Company

Chester Telephone Company, d/b/a TruVista

Farmers Telephone Cooperative, Inc.

Ft. Mill Telephone Company, d/b/a Comporium Communications

Hargray Telephone Company, Inc.

Home Telephone Company, Inc.

Horry Telephone Cooperative, Inc.

Lancaster Telephone Company, d/b/a Comporium Communications

Lockhart Telephone Company, d/b/a TruVista

McClellanville Telephone Company

Norway Telephone Company

Palmetto Rural Telephone Cooperative, Inc.

Piedmont Rural Telephone Cooperative, Inc.

PBT Telecom, d/b/a Comporium Communications

Ridgeway Telephone Company, d/b/a TruVista

Rock Hill Telephone Company, d/b/a Comporium Communications

Sandhill Telephone Cooperative, Inc.

St. Stephen Telephone Company

West Carolina Rural Telephone Cooperative, Inc.

Williston Telephone Company

BEFORE
THE PUBLIC SERVICE COMMISSION
OF
SOUTH CAROLINA

Docket No. 2010-172-C

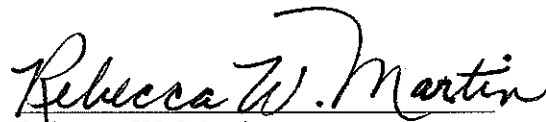
In the Matter of Application of Tower Cloud, Inc. for a)
Certificate of Public Convenience and Necessity to)
Provide Resold and Facilities-Based Interexchange)
Telecommunications Services in the State of South)
Carolina and for Alternative Regulation)
_____)

**CERTIFICATE
OF SERVICE**

I, Rebecca W. Martin, do hereby certify that I have this date, June 22, 2010, served one (1) copy of the attached Petition to Intervene in the above-referenced matter to the persons named below by causing said copy to be deposited with the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below.

C. Lessie Hammonds, Esquire
Office of Regulatory Staff
1401 Main Street, Suite 600
Columbia, South Carolina 29201

Marsha A. Ward, Esquire
James R. McGibbon, Esquire
Sutherland Asbill & Brennan, LLP
999 Peachtree Street, N. E.
Atlanta, Georgia 30309



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June 22, 2010

Columbia, South Carolina